

AO 440 (Rev. 8/01) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

District of MASSACHUSETTS

CAPPSEALS, INC.,

## SUMMONS IN A CIVIL ACTION

V.

CASE NUMBER: 05-11907-JLT

DIRECT MARKETING CONCEPTS, INC.,  
ITV DIRECT, INC., DIRECT FULFILLMENT,  
LLC, DONALD BARRETT and  
ROBERT MAIHOS

05-11907 JLT

TO: (Name and address of Defendant)

ROBERT MAIHOS c/o Susan Gelwick, Esq.  
Seyfarth Shaw LLP  
World Trade Center East, Two Seaport Lane, Suite 300  
Boston, MA 02210

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Scott A. Silverman, Esq.  
Gadsby Hannah LLP  
225 Franklin St., Suite 2200  
Boston, MA 02110

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.




CLERK

DATE

9-20-05

(By) DEPUTY CLERK

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<b>RETURN OF SERVICE</b>		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE September 22, 2005	
NAME OF SERVER ( <i>PRINT</i> ) Scott A. Silverman	TITLE Attorney for Plaintiff	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"><input type="checkbox"/> Served personally upon the defendant. Place where served:</div> <div style="margin-bottom: 10px;"><input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:</div> <div><input type="checkbox"/> Returned unexecuted:</div>		
<input checked="" type="checkbox"/> Other (specify): <span style="margin-left: 50px;">Accepted by counsel for the defendant pursuant to agreement of counsel to the parties.</span>		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL \$0.00
<b>DECLARATION OF SERVER ACCEPTANCE</b>		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between; align-items: flex-start; margin-top: 20px;"> <div style="width: 30%;"> <p>Executed on <u>9/27/05</u></p> <p style="text-align: center; font-size: small;">Date</p> </div> <div style="width: 60%;"> <p style="text-align: center;">             Signature of Server <u>Susan W. Gelwick</u>            Seyfarth Shaw LLP            Two Seaport Lane            Boston, MA 02210  <hr style="width: 100%;"/>           Address of Server         </p> </div> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.